

RE: Application for 401 certification from Maui County David Albright to: Wong, Alec Y

08/05/2010 04:34 PM

Hi Alec,

I think we should be able to get you something in writing next week, and then schedule a call to discuss it the week of Aug 16. I will be out of the office next week and back in on the 17th, but Nancy Rumrill will forward a draft of terms and conditions for your consideration, and try to arrange a time that is convenient for you and some folks here.

Thanks, David

"Wong, Alec Y" Hi David, 07/29/2010 02:49:47 PM

From: "Wong, Alec Y" <alec.wong@doh.hawaii.gov>

To: David Albright/R9/USEPA/US@EPA

Date: 07/29/2010 02:49 PM

Subject: RE: Application for 401 certification from Maui County

Hi David,

Are we ready for a follow up discussion on the subject matter?

Thanks!

Alec Wong

Clean Water Branch

State of Hawaii Department of Health

Phone: (808) 586 - 4309 Fax: (808) 586-4352

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From: Albright.David@epamail.epa.gov [mailto:Albright.David@epamail.epa.gov]

Sent: Wednesday, June 23, 2010 11:04 AM

To: Wong, Alec Y

Subject: RE: Application for 401 certification from Maui County

Hi Alec,

Sorry I have not been able to get back to you this week. I did speak with the County, and Dave Taylor confirmed that the application was submitted to DOH in early May. Hopefully, the matter of submittal has

been resolved. I think the best next step will be for us to provide some greater detail on the conditions that we would like to see in a 401 cert. Our folks are working on that now. I expect we can send you something relatively soon and then we could schedule a discussion.

Let me know if you have other thoughts on this. Thanks,
David

From: "Wong, Alec Y" <alec.wong@doh.hawaii.gov>

To: David Albright/R9/USEPA/US@EPA

Date: 06/10/2010 04:26 PM

Subject: RE: Application for 401 certification from Maui County

Hi David,

Sorry I couldn't stay for the whole conference call. Please accept my apology and give me a call to discuss this issue (between you and me, may be Joanna too). Tomorrow is a State Holiday.

According to our record, DOH has not received the Maui County 401 WQC application. We are checking with the Maui about the status of the application.

Thanks!

Alec Wong Clean Water Branch

State of Hawaii Department of Health

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From: Albright.David@epamail.epa.gov [mailto:Albright.David@epamail.epa.gov]

Sent: Thursday, June 10, 2010 12:06 PM

To: Wong, Alec Y

Subject: Application for 401 certification from Maui County

Alec,

I'm sorry you were not able to remain on the call this afternoon to discuss DOH's processing of Co. of Maui's 401 certification application. It was a very frustrating call for us. I was hoping that we could explore some options for how the state could work with us in evaluating the County's 401 application, and possibly advance the efforts EPA is pursuing to bring about positive environmental changes at the Lahaina facility. Unfortunately, what I heard was very stiff resistance to exploring any kind of innovative approaches. I also heard fairly direct observations by your staff that EPA has created this problem by issuing a UIC permit and the suggestion that EPA should therefore solve the problem itself.

You may have heard that after you left the call, Ed informed us that DOH CWB has not even received a 401 certification application from Maui Co. When I pressed him about this, he repeated that he has not seen an application from Maui Co. for Lahaina. I trust that <u>you</u> have seen the attached application, which was sent to your Branch via certified mail on May 7, 2010.

I would appreciate your confirmation that DOH has indeed received the County's application. I would also appreciate any suggestions you have about where our two agencies go from from here in trying to address this important issue.

Thanks, David